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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
SERGIO ALFONSO ESPEJEL,)
)
Defendant.)

No. CR 12-0274 SBA

STIPULATION AND ORDER TO
CONTINUE HEARING AND FOR AN
EXCLUSION OF TIME FROM JUNE 6,
2012 THROUGH JUNE 20, 2012 FROM
CALCULATIONS UNDER THE SPEEDY
TRIAL ACT

Current Date: June 8, 2012
Current Time: 10:00 a.m.

Proposed Date: June 20, 2012
Proposed Time: 10:00 a.m.

The parties previously requested, and this Court ordered, that June 6, 2012 would be set for a change of plea in the above-captioned matter and that the hearing on the United States' Motion to Vacate Magistrate Judge's Order Granting Release would be postponed to a date to be determined on June 6, 2012. On June 6, 2012, this Court continued the hearing to June 8, 2012 at 10:00 a.m. Counsel for the defendant is not available on June 8, 2012. Accordingly, the parties file this stipulation to continue the hearing to June 20, 2012 at 10:00 a.m., which the Courtroom Deputy confirmed is available. As such, the parties stipulate to set the hearing on June 20, 2012 at 10:00 a.m.

STIPULATION AND [PROPOSED] ORDER
CR 12-0274 SBA

1 The parties also agree that time is excluded under the 18 U.S.C. § 3161, the Speedy Trial
2 Act, due to delay resulting from a pre-trial motion under Section 3161(h)(1)(D). The defendant
3 agrees that time shall be excluded under the Speedy Trial Act between June 6, 2012 and June 20,
4 2012 due to delay resulting from any pre-trial motion through the conclusion of the hearing on or
5 other prompt disposition of such matter. 18 U.S.C. § 3161(h)(1)(D).

6 SO STIPULATED:

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8 MELINDA HAAG
United States Attorney

9
10 DATED: June 6, 2012

11 /s/
CYNTHIA M. FREY
Assistant United States Attorney

12
13 DATED: June 6, 2012

14 /s/
GEOFFREY ROTWEIN
Attorney for SERGIO ALFONSO ESPEJEL


1 Based upon the stipulation of the parties to continue the hearing currently set for June 8,
2 2012 to June 20, 2012,

3 IT IS HEREBY ORDERED that the hearing be continued to June 20, 2012 at 10:00 a.m.

4 The Court further finds that time is appropriately excluded under the Speedy Trial Act
5 from June 6, 2012 to June 20, 2012 due to due to delay resulting from any pre-trial motion
6 through the conclusion of the hearing on or other prompt disposition of such matter.

7 IT IS THEREFORE ORDERED that the time between June 6, 2012 to June 20, 2012
8 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. §§ 3161(h)(1)(D).
9

10
11
12 DATED: _6/8/12


HONORABLE SAUNDRA B. ARMSTRONG
United States District Judge